

**RESPONSE TO ELECTION OF SPECIES REQUIREMENT**  
**U.S. Appln. No. 10/643,384**

**REMARKS**

Claims 1, 9 and 15 have been amended for purposes of clarity.

On page 2 of the Office Action, the Examiner issues an Election of Species Requirement as between one of the following sources (species) of infection:

- (a) Bacteria; or
- (b) Viruses.

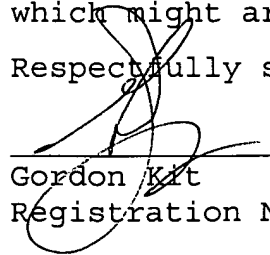
Specifically, the Examiner contends that the species are distinct because the pathological conditions differ in etiologies and therapeutic endpoints.

Accordingly, Applicants hereby elect the invention of species (a), i.e., bacteria. Claims 1-2, 4-10, 12-16 and 18-23 read on the elected species.

Applicants also note that on page 2 of the Office Action the Examiner states that upon allowance of a generic claim, Applicants will be entitled to consideration of additional species.

The Examiner is invited to contact the undersigned at the below-listed number on any matters which might arise.

Respectfully submitted,

  
\_\_\_\_\_  
Gordon Kit  
Registration No. 30,764

**SUGHRUE MION, PLLC**

Telephone: (202) 293-7060

Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: July 19, 2006